

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

HORACIO M. NETO,  
A/K/A HORATIO M. NETO,  
A/K/A "MARCELO,"

Defendant.

**05 CR 10217 DPW**

CRIMINAL NO.:

VIOLATIONS:

- ) 18 U.S.C. §1028(a)(2) -  
(Transfer of False  
Identification Documents)
- ) 18 U.S.C. §1028(a)(5) -  
(Possession of Document-Making  
 Implements)
- ) 18 U.S.C. §2  
(Aiding and Abetting)

INDICTMENT

COUNTS ONE THROUGH TWO

**Title 18, United States Code, Section 1028(a)(2)  
(Transfer of False Identification Documents)**

The Grand Jury charges as follows:

On or about the dates listed below, at Marlborough, in the  
District of Massachusetts,

**HORACIO M. NETO,  
A/K/A HORATIO M. NETO,  
A/K/A "MARCELO,"**

the defendant herein, did knowingly transfer false identification  
documents, to wit, counterfeit Alien Registration Cards ("Green  
Cards") and counterfeit Social Security Account Number Cards,  
knowing that such documents were produced without lawful  
authority.

COUNT	DATE	DOCUMENTS
ONE	June 10, 2005	Two Alien Registration Cards ("Green Cards") and Two Social Security Account Number Cards
TWO	July 16, 2005	Two Alien Registration Cards ("Green Cards") and Two Social Security Account Number Cards

All in violation of Title 18, United States Code, Section 1028(a)(2) and Title 18, United States Code, Section 2.

**COUNT THREE**

**Title 18, United States Code, Section 1028(a)(5)  
(Possession of Document-Making Implements)**

The Grand Jury further charges as follows:

On or about August 10, 2005, at Marlborough, in the District of Massachusetts,

**HORACIO M. NETO,  
A/K/A HORATIO M. NETO,  
A/K/A "MARCELO,"**

the defendant herein, knowingly possessed document-making implements, which included, among other things, a HP Compaq CPU (a computer hard drive), with serial # USV32904Q0, an E-Machine CPU (a computer hard drive), with serial # AIV3C80101665, one bag of miscellaneous papers and completed and partially completed counterfeit documents, one plastic baggie containing five completed counterfeit documents, a computer monitor, a color copier, a laminator, a paper cutter, an Olympus digital camera, Model D-540 Zoom, and an Olympus digital camera, Model D-395, with the intent that such document-making implements would be used in the production of false identification documents.

All in violation of Title 18, United States Code, Section 1028(a)(5) and Title 18, United States Code, Section 2.

A TRUE BILL

Alexander Baker  
FOREPERSON OF THE GRAND JURY

Antoinette E. Loney  
Assistant United States Attorney

DISTRICT OF MASSACHUSETTS

August 24, 2005

Returned into the District Court by the Grand Jurors and filed.

Thomas F. Quinn  
Deputy Clerk  
8/24/05-

Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency ICE \_\_\_\_\_

City Marlborough \_\_\_\_\_

**Related Case Information:**

County Middlesex \_\_\_\_\_

Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_

Same Defendant  New Defendant \_\_\_\_\_

Magistrate Judge Case Number 05M-1093-JGD \_\_\_\_\_

Search Warrant Case Number 05M-1092-JGD \_\_\_\_\_

R 20/R 40 from District of \_\_\_\_\_

**Defendant Information:**Defendant Name HORACIO M. NETO Juvenile  Yes  No \_\_\_\_\_

Alias Name HORATIO M. NETO; "MARCELO" \_\_\_\_\_

Address 110 Boston Post Road East, Apt. 206, Marlborough, MA 01752 \_\_\_\_\_

Birth date (Year only): 1965 SSN (last 4 #): 0699 Sex M Race: Portuguese Nationality: Brazil \_\_\_\_\_

Defense Counsel if known: Martin Richey, Esq. Address: Federal Defender Office  
408 Atlantic Ave., 3<sup>rd</sup> Fl., Boston, MA \_\_\_\_\_

Bar Number: \_\_\_\_\_

**U.S. Attorney Information:**

AUSA Antoinette E.M. Leoney Bar Number if applicable 545567 \_\_\_\_\_

Interpreter:  Yes  No List language and/or dialect: Portuguese/Brazilian \_\_\_\_\_Matter to be SEALED:  Yes  No \_\_\_\_\_ Warrant Requested  Regular Process  In Custody \_\_\_\_\_**Location Status:**

Arrest Date: August 10, 2005 \_\_\_\_\_

 Already in Federal Custody as of August 10, 2005 in Walpole \_\_\_\_\_ Already in State Custody at \_\_\_\_\_  Serving Sentence  Awaiting Trial \_\_\_\_\_ On Pretrial Release: Ordered by \_\_\_\_\_ on \_\_\_\_\_Charging Document:  Complaint  Information  Indictment \_\_\_\_\_Total # of Counts:  Petty \_\_\_\_\_  Misdemeanor \_\_\_\_\_  Felony 3 \_\_\_\_\_

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 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: August 24, 2005 Signature of AUSA: 

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant HORATIO M. NETO, A/K/A HORATIO M. NETO, A/K/A "MARCELO"

**U.S.C. Citations**

<u>Index Kev/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1 <u>18 U.S.C. § 1028(a)(2)</u>	<u>Transfer of False Identification Documents</u>	<u>1, 2</u>
Set 2 <u>18 U.S.C. § 1028(a)(5)</u>	<u>Possession of Document-Making Implements</u>	<u>3</u>
Set 3 <u>18 U.S.C. § 2</u>	<u>Aiding and Abetting</u>	<u>1, 2, 3</u>
Set 4 _____	_____	_____
Set 5 _____	_____	_____
Set 6 _____	_____	_____
Set 7 _____	_____	_____
Set 8 _____	_____	_____
Set 9 _____	_____	_____
Set 10 _____	_____	_____
Set 11 _____	_____	_____
Set 12 _____	_____	_____
Set 13 _____	_____	_____
Set 14 _____	_____	_____
Set 15 _____	_____	_____

**ADDITIONAL INFORMATION:** \_\_\_\_\_